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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>			Complete if Known		
			Application Number	New Application	
			Filing Date		
			First Named Inventor	Stephen G. Bodurtha, et al.	
			Group Art Unit		
			Examiner Name		
Sheet	1	of	3	Attorney Docket Number	0326-136A

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
SS		4,346,442		Musmanno	08/24/1982	
SS		4,376,978		Musmanno	03/15/1983	
SS		4,597,046		Musmanno, et al.	06/24/1986	
SS		4,674,044		Kalmus, et al.	06/16/1987	
SS		4,700,297		Hagel, Sr., et al.	10/13/1987	
SS		4,774,663		Musmanno, et al.	09/27/1988	
SS		5,270,922		Higgins	12/14/1993	
SS		5,297,032		Trojan, et al.	03/22/1994	
SS		5,671,363		Cristofich, et al.	09/23/1997	
SS		5,765,144		Larche, et al.	06/09/1998	
SS		5,781,654		Carnev	07/14/1998	
SS		5,826,243		Musmanno, et al.	10/20/1998	
SS		5,878,258		Pizi, et al.	03/02/1999	
SS		5,890,141		Carney, et al.	03/30/1999	
SS		5,940,809		Musmanno, et al.	08/17/1999	
SS		5,941,996		Smith, et al.	08/24/1999	
SS		5,950,175		Austin	09/07/1999	
SS		5,978,779		Stein, et al.	11/02/1999	
SS		6,014,642		El-Kadi, et al.	01/11/2000	
SS		6,016,482		Molinari, et al.	01/18/2000	

[illegible]

Examiner Signature	<i>Sandra Snapp</i>	Date Considered	8-22-2
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¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<div style="display: flex; justify-content: space-between;"><div style="width: 45%;"><p>Substitute for form 1449B/PTO</p><h2 style="text-align: center; margin: 0;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2><p style="text-align: center; font-size: small;">(use as many sheets as necessary)</p></div><div style="width: 50%; border: 1px solid black; padding: 2px;"><p style="text-align: center; margin: 0;">Complete if Known</p><table border="1" style="width: 100%; border-collapse: collapse;"><tr><td style="width: 60%;">Application Number</td><td>NEW APPLICATION</td></tr><tr><td>Filing Date</td><td></td></tr><tr><td>First Named Inventor</td><td>Stephen G. Bodurtha, et al.</td></tr><tr><td>Group Art Unit</td><td></td></tr><tr><td>Examiner Name</td><td></td></tr><tr><td>Attorney Docket Number</td><td>0326-136A</td></tr></table></div></div>				Application Number	NEW APPLICATION	Filing Date		First Named Inventor	Stephen G. Bodurtha, et al.	Group Art Unit		Examiner Name		Attorney Docket Number	0326-136A
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Examiner Name															
Attorney Docket Number	0326-136A														
Sheet	3	of	3												

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS			
Examiner Initials ²	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
SB		Brochure titled "Select Sector SPDRs" - "Benchmark Sector-Based Equity Portfolios of Companies in the S&P 500";	
SB		Prospectus titled "The Select Sector SPDR Trust", dated December 16, 1998;	
SB		Index Components titled "Select Sector SPDRs", (NASDAQ AMEX), as of April 1, 1999;	

Examiner Signature	<i>Sandra Snapp</i>	Date Considered	8-22-2
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Substitute for form 1449B/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 1

Complete if Known

Application Number	09/574,294
Filing Date	May 19, 2000
First Named Inventor	Stephen G. Bodurtha
Group Art Unit	2768
Examiner Name	To Be Assigned
Attorney Docket Number	0326-136A

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials ¹	Cite No. ²	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	
SS		Indicative Term Sheet for "Internet HOLDERS" by Merrill Lynch; date unknown.	
SS		Memorandum to Files -Summary of Regulatory Issues, by Shearman & Sterling, dated March 25, 1999.	
SS		Letter to the Securities and Exchange Commission, from the Bank of New York, Attention Chief Counsel, Division of Corporate Finance regarding the Bank of New York-Domestic Holders Receipts, dated April 14, 1999.	
SS		Securities And Exchange Commission, Form S-1-Registration Statement For "ABC Trust Series 1999-A," Filed May 14, 1999.	✓
SS		Securities And Exchange Commission, Form S-1-Registration Statement For "ABC Trust Series 1999-A", Amendment No. 1, Filed June 18, 1999.	✓
SS		Telebras Holders-Transaction Documents; dated from approximately July to October of 1998. Illustrative documents include: a) Letter to Telebras Shareholders-June 30, 1998; b) Information Circular-June 30, 1998; c) Letter of Instruction-June 30, 1998; d) Conversion Instructions; and (e) Lexis search printout.	✓
SS		"Executive Summary-Internet HOLDERS", Merrill Lynch, date unknown.	✓
SS		Securities and Exchange Commission. Comments regarding Merrill Lynch's previously submitted. Form S-1 of May 14, 1999; SEC Comments dated June 11, 1999.	✓
SS		Letter from Shearman & Sterling; Attention Douglas J. Scheidt, Esq, Chief Counsel, Division of Investment Management, Securities and Exchange Commission, regarding Interpretive Request for a Depositary Receipts Program; dated May 19, 1999.	✓
SS		Letter from Shearman & Sterling to the Securities and Exchange Commission. (Catherine T. Dixon, Chief Counsel, Division of Corporation Finance) regarding Request for Relief from Exchange Act Reporting Requirements for a Depositary Receipts Program, dated May 20, 1999.	✓
SS		Letter from Shearman & Sterling to the NASD, Regulation, Inc. regarding HOLDERS Trust Series 1999-A dated May 17, 1999.	✓

Examiner
Signature

Sandra Snapp

Date

Considered

8.15.02

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Sheet 1 of 5

Application Number	09/574,294
Filing Date	May 19, 2000
First Named Inventor	Stephen G. Bodurtha, et al
Group Art Unit	2768
Examiner Name	To Be Assigned
Attorney Docket Number	0326-136A

[illegible][illegible]

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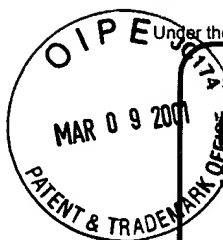
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 2 of 5

Complete if Known

Application Number	09/574,294
Filing Date	May 19, 2000
First Named Inventor	Stephen G. Bodurtha
Group Art Unit	2768
Examiner Name	To Be Assigned
Attorney Docket Number	0326-136A

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials ¹	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
SS		PR Newswire; December 28, 1993; Section: Financial News; Standard & Poor's Depository Receipts-Volume Surpasses 50 Million Mark for the Year.	✓
SS		Securities Week; August 16, 1993; Section: Special Supplement; Vol. 20, No. 33; Pg. 6; Spiders, One of Top Five Most Actively Traded Securities, Ready for Spin-Off.	✓
SS		Cashflow Magazine; December, 1993; Vol. 14; No. 13; Pg. 5; ISSN: 1040-0311; SPDR web ensnares both active, passive fund managers; Standard & Poor's 500 Depository Receipts; Investments & Benefits.	✓
SS		PR Newswire; January 25, 1993; Section: Financial News; New Breed of Security, SPDRs Or "Spiders," To Weave its Web at the Amex; Amex expects to launch Standard & Poor's Depository Receipts on January 29.	✓
SS		The Nikkei Weekly; October 31, 1994; Banks failing to take advantage of new business opportunities; Outdated Accounting Practices, Reluctance to Change Cloud Diversification Prospects by, Kazuhito Ikee.	✓
SS		Information regarding AT&T (Unit Investment Trust), by Merrill Lynch.	✓
SS		Nerac Computerized Database Search Printout Result - Search Term: "SECTOR SPDR", Search performed February 13, 2001.	✓
SS		Spinning a Different Mutual Fund; by Berg, Joel; Central Penn Business Journal; Vol. 16 No.15; Date 04/14/2000; Page 3.	✓
SS		The American Stock Exchange Appoints Clifford Weber SVP of New Product Development; PR Newswire; Date: 04/04/2000, Page 1.	✓
SS		Sector Funds Deliver Bang For Investors; Arizona Republic; Date 02/07/1999; Page D.1.	✓
SS		State Street announces new index funds; Mutual Fund Market News; Volume VII No. 1; Date 01/04/1999; Page 5	✓

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Sheet 3 of 5

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Application Number	09/574,294
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First Named Inventor	Stephen G. Bodurtha
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SS		State Street Spins Out a New SPDR; Bank Investment Services Report; Volume 6 No. 42; Date 11/02/1998; Page 3.	✓
SS		If You Can't Beat the Oil Barons, Join'em; How to invest in a slippery sector; by Peter Coy; Business Week; No. 3703; Date 10/16/2000; Page 206-210.	✓
SS		Along came a SPDR; by Dolly Setton; Forbes; Volume 163, No 4; Date 02/22/1999; Page 163, 1 Page(s).	✓
SS		Slicing and dicing the S&P 500 by Anne Tergesen and Amy Dunkin; Business Week; No. 3612; Date 01/18/1999; Page 110.	✓
SS		DiaSys Corporation Lists On The American Stock Exchange; Date 12/15/2000; Page 2353.	✓
SS		On RadioWallStreet.com: Freedom Capital's Market and Industry Outlook; Date 12/05/2000; Page 288.	✓
SS		The American Stock Exchange Lists UBS AG 18.5% Goals Linked to Motorola, Inc; PR Newswire; Date 11/22/2000; Page 2523.	✓
SS		American Stock Exchange Lists Seven New Index Funds; Amex Continues to Expand its \$55 Billion E Marketplace By listing streetTRACKS(SM); PR Newswire; Date 09/29/2000; Page 0460.	✓
SS		State Street Global Advisors Reduces Fees On the Nine Select Sector SPDR 'Spider' Funds by Fifty Percent; Business Wire; Date 05/22/2000; Page 0644.	✓
SS		Intelliworxx Adds Three New Members to Board of Directors; Newswire; Date 03/24/2000; Page 1132.	✓
SS		State Street Global Advisors Announces Success of SPDR 'Spider' Fund leads to Lower Fees; Newswire; Date 03/14/2000; Page 0254.	✓

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Attorney Docket Number	0326-136A

4 of 5

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SS		Exchange-Traded Fund Innovator Gary Gastineau Joins Nuveen; Newswire; Date 03/07/2000; Page 1395.	✓
SS		CHX Begins Trading Popular Nasdaq-100 Index Product; Newswire; Date 07/13/1999; Page 0172.	✓
SS		Memorandum to Jim Bollinger from Chris Pennisi; Re Mutual Fund/Exchange Traded Fund Article Montage; Date February 9, 2001.	✓
SS		California-Energy; (CE) California Energy Company Inc. postpones \$175 million LYONs offering; Business Wire; Business Editors and Energy Writers; Date March 30, 1989.	✓
SS		The Bond Buyer; Section: Corporate Securities; Prices Mark Time through dull Session; RTC Details \$3.7 Billion Junk Holding; by David Gillen; Date July 20, 1990.	✓
SS		Merrill Lynch to commence tender offer for Lyons due February 21, 2006; PR Newswire; Section: Financial News; Date October 3, 1991.	✓
SS		Merrill Lynch Completes Lyons Tender Offer; PR Newswire; Section: Financial News; Date November 7, 1991.	✓
SS		Investment Dealer's Digest; Section: Capital Market; Page 13; Headline: Elan Corp. sets Lyons deal through Bermuda finance sub; Merrill's backlog builds after long drought; Date September 14, 1992.	✓
SS		Investment Dealers' Digest; Date October 19, 1992; Capital Markets; Page 12; Headline: Merrill struggles to place Valhi's exchangeable Lyons; Deal offers highest yield ever on a Lyons.	✓
SS		Institutional Investor; Section: Deals of the Year; Page. 107; Headline: Derivatives; Steers Charge onto the Scene; Date January 1994.	✓
SS		Institutional Investor; Section: Deals of the Year; Page 105. Headline: Derivatives; Advantages for everyone; Date January, 1994.	✓

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Sheet	5	of	5
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First Named Inventor	Stephen G. Bodurtha
Group Art Unit	2768
Examiner Name	To Be Assigned
Attorney Docket Number	0326-136A

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CS		Euromoney; Section: No. 311 Pg. 48-53; ISSN: 0014-2433; Assets enhanced by swaps; Date March 1995.	
CS		CBS. MarketWatch.com - Mutual Understanding - ETFs Across the Water by Craig Tolliver.	
CS		Netscape "Get A Quote" - http://netscape/marketwatch.com - Quote for symbol:SPY	

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